



# GENERAL ASSEMBLY

## COMMONWEALTH OF KENTUCKY

### 2015 REGULAR SESSION

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HOUSE BILL NO. 260

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THURSDAY, FEBRUARY 26, 2015

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The following bill was reported to the Senate from the House and ordered to be printed.

RECEIVED AND FILED  
DATE March 30, 2015  
3:54pm

ALISON LUNDERGAN GRIMES  
SECRETARY OF STATE  
COMMONWEALTH OF KENTUCKY  
BY R. Adler

1 AN ACT relating to postsecondary student financial assistance.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 164A.337 is repealed, reenacted as a new section of KRS  
4 164.740 to 164.7911, and amended to read as follows:

5 (1) The board is authorized to incorporate an organization pursuant to KRS Chapter  
6 273 for the eleemosynary, charitable, and educational purposes of administering an  
7 endowment trust. The organization so created shall be an instrumentality of the  
8 Commonwealth, but shall possess no part of the sovereign powers of the  
9 Commonwealth. The corporation shall be created to qualify as a tax exempt  
10 organization pursuant to Section 501(c)(3) of the Internal Revenue Code.

11 (2) The endowment trust created pursuant to subsection (1) of this section shall solicit  
12 and accept gifts, grants, donations, bequests, or other endowments, including  
13 general fund appropriations from the Commonwealth and grants from any federal or  
14 other governmental agency, for the purposes of the endowment trust.

15 (3) The endowment trust shall provide student financial assistance benefits, including,  
16 but not limited to, college access programs administered by the board or grants,  
17 scholarships, or loans to pay higher education costs of Kentucky residents~~[members~~  
18 ~~of the public, designated as beneficiaries of participation agreements under the~~  
19 ~~Kentucky Educational Savings Plan Trust,]~~ who enroll in an institution of higher  
20 education in Kentucky.

21 ~~[(4) The board is authorized to transfer to the endowment trust, after its qualification~~  
22 ~~under Section 501(c)(3) of the Internal Revenue Code, any funds or assets then held~~  
23 ~~in the endowment fund initially established pursuant to KRS 164A.335.]~~

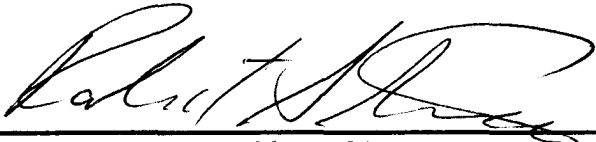
24 ~~(4)~~~~[(5)]~~ Any gifts, grants, or donations made by any governmental unit or any person,  
25 firm, partnership or corporation to the endowment trust shall be a grant, gift, or  
26 donation for the accomplishment of a valid public, eleemosynary, charitable, and  
27 educational purpose.


1    ~~(5)~~~~(6)~~    The endowment trust shall submit an annual audited report~~[, in accordance~~  
2            ~~with KRS 164A.365(1) and (2),]~~ to the board~~[program administrator]~~ not later than  
3            the fifteenth of each September.

4            ➔ Section 2. The following KRS section is repealed:

5    164A.315 Office facilities, clerical and administrative support for endowment trust.

  
\_\_\_\_\_  
Speaker-House of Representatives

  
\_\_\_\_\_  
President of Senate

Attest:   
\_\_\_\_\_  
Chief Clerk of House of Representatives

Approved   
\_\_\_\_\_  
Governor

Date 3/30/15